

BUSINESS CARDS.

A. J. JAMES,
Attorney and Counselor at Law,
Frankfort, Ky.
Office on St. Clair street, near the Branch
Bank of Kentucky.

JAMES P. METCALFE,
ATTORNEY AT LAW,
FRANKFORT, KY.
Will practice in the Court of Appeals, Office
on St. Clair street, over Dr. Speed & Co's
store.

G. W. CRADDOCK, ATTORNEY AT LAW,
FRANKFORT, KY.
Will practice in the Court of Appeals, Office
on St. Clair street, over Dr. Speed & Co's
store.

OFFICE on St. Clair street, next door south of
the Branch Bank of Kentucky.

T. N. & D. W. LINDSEY,
ATTORNEYS AT LAW,
FRANKFORT, KY.
Will practice in the Court of Appeals, Office
on St. Clair street, over Dr. Speed & Co's
store.

JOHN A. MONROE,
ATTORNEY AND COUNSELLOR AT LAW,
FRANKFORT, KY.
Will practice in the Court of Appeals, Office
on St. Clair street, over Dr. Speed & Co's
store.

WILL practice law in all the Courts in Frank-
fort and the adjoining counties. Office on St.
Clair street, four doors from the bridge.

JOHN A. MONROE,
ATTORNEY AND COUNSELLOR AT LAW,
FRANKFORT, KY.
Will practice in the Court of Appeals, Office
on St. Clair street, over Dr. Speed & Co's
store.

WILL practice law in the Court of Appeals, in the
Franklin Circuit Court, and all other State
Courts held in Frankfort, and will attend to the
collection of debts for non-residents in any part of
the State.

He will as Commissioner of Deeds, take the knowl-
edge of deeds, and other writing to be used or
recorded in other States, and will attend to the
deposition of witnesses, and the taking of depo-
sitions, affidavits, etc.

P. U. MAJOR,
ATTORNEY AT LAW,
FRANKFORT, KY.
Office on St. Clair street, near the Court House.

WILL practice in the Court of Appeals, in the
Franklin Circuit Court, and all other State
Courts held in Frankfort, and will attend to the
collection of debts for non-residents in any part of
the State.

S. D. MORRIS,
ATTORNEY & COUNSELLOR AT LAW,
FRANKFORT, KY.
Will practice in the Court of Appeals, Office
on St. Clair street, over Dr. Speed & Co's
store.

PRACTICES in all the courts held in Frankfort,
and in the adjoining counties. He will attend
particularly to the collection of debts in any part of
the State. All business conducted to him will meet
with prompt attention.

Office on St. Clair street in the new building
next door to the Branch Bank of Kentucky, over
G. W. Craddock's office.

JOHN M. HARLAN,
ATTORNEY AT LAW,
FRANKFORT, KY.
Office on St. Clair street, with James Harlan.

GEORGE W. PURKISS, ATTORNEY AT LAW,
FRANKFORT, KY.
Office on St. Clair street, near the Court House.

PURKISS & MONROE,
Attorneys and Counselors at Law,
LEAVENWORTH CITY, K. T.
Have associated themselves in the practice of
the law in all the Courts of the Territory.

Office on Main street, over Stuart, Russell & Co's
Bank.

JOHN RODMAN
ATTORNEY AT LAW,
ST. CLAIR STREET,
Two doors North of the Court-house.

CAPITAL HOTEL,
R. C. STEELE, Proprietor,
Frankfort, Ky.
May 22, 1859 - 11

H. WHITTINGHAM,
Newspaper and Periodical Agent,
FRANKFORT, KY.
CONTINUES to furnish American and Foreign
Newspapers, Monthly and Quarterly, on the best
terms. Advance Sheets received from twenty-four
Publishers. Back numbers supplied to complete
sets.

JOHN M. McALLA,
Attorney at Law and General Agent,
WASHINGTON CITY, D. C.
E. A. W. ROBERTS,
ATTORNEY AT LAW,
FRANKFORT, KY.
Will practice in the Franklin Circuit Court, and
in the Court of Appeals, Office on St. Clair street,
next door to Mr. Harlan's office.

GEORGE E. ROE,
ATTORNEY AT LAW,
GREENSBURG, KY.
Will practice law in the counties of Greenup,
Lawrence, Carter, and Lawrence, and in the Court
of Appeals.

Office on Main street, opposite the Court House.

B. F. DINKLE,
DEPT. to inform his friends, and citizens of Frank-
fort and surrounding counties generally, that
he has prepared to execute all descriptions of House-
sign, and fancy painting in the best style, and on
moderate terms.

Jobs attended to in town and country, and satisfac-
tion warranted in all cases. Orders left at the hard-
ware store of Mr. John H. Lee, next door to the Farmers'
Bank, will receive the most prompt attention.

ALE and BEER!
LEXINGTON BREWERY!
The undersigned, returning his thanks for the liberal
patronage bestowed upon him heretofore, begs leave
to inform his customers, and the public in general,
that he has commenced the same with all the modern
improvements in machinery, apparatus, &c., he is
now prepared to furnish a superior article of
ALE, BEER, Lager Beer, &c.

Patrons can be furnished at all times with prime
Barley, Malt, and Hops.

At the same time, taking pleasure in stating that
Messrs. PHILIP & KAHN have engaged the sole
agency for the sale of his Ale and Beer for Frankfort
and vicinity, and will always have on hand for sale
a sufficient stock of the same at manufacturer's
prices, freight added.

All orders intrusted to the same will be filled with
promptness and dispatch.

D. F. WOLF.

LADIES' AND GENTLEMEN'S
Boot and Shoe Manufactory!
LOESCH & SCHWER
WILL respectfully inform the citizens of
Frankfort and vicinity, that they have formed
a partnership for the purpose of manufacturing
BOOTS AND SHOES of every description, for Ladies,
Gentlemen, and Children, at the lowest prices.
We warrant all of our work to give perfect satisfac-
tion. Shop in Barstow's building, on Market street.

EGBERT & WRIGHT,
HOUSE, SIGN, AND ORNAMENTAL PAINTERS
In all the late and fashionable styles, Gilding,
Varnishing, and Polishing; Gilding, Zinc, Oriental
and Grecian Paintings, Glazing and Paper Hang-
ing. All work done in the best manner and on the
most reasonable terms. All orders promptly attend-
ed to. Shop on Main street, Frankfort, Ky.

Books and Stationery.
A GENERAL assortment of School, Medical, Law,
and Miscellaneous Books. All the late publica-
tions of the day to be had at

S. C. BULL'S.

LOUISVILLE ADVERTISEMENTS.

Seed & Agricultural Warehouse,
ESTABLISHED 1841.

ARTHUR PETER, JAMES BUCHANAN,
PETER & BUCHANAN,
(SUCCESSORS TO MESSRS. BUCHANAN.)
LOUISVILLE, KY.

MANUFACTURERS of Canning's Straw and
Cornstalks, Canning's Cider Mills, Rail-
road, Warehouse, Steel, Brass, Cast Iron,
Chain Pumps, and Agricultural Implements gener-
ally. Also dealers in Garden and Grass Seeds, Law-
n, Broom, Cement, Plaster Paris, Apples, Potatoes,
Ac. All the above and Threshers, Reaping and Mow-
ing Machines, Wheat Fans, &c.

No. 41 Main st., bet. Fourth and Fifth, Louisville,
Ky.

Catalogue of Seeds and Implements sent by
mail gratis on application.

MORTON & GRISWOLD,
BOOKSELLERS, STATIONERS,
PRINTERS,
And Blank Book Manufacturers,
No. 459 Main st., Louisville, Ky.

BANKS, Steamboat Clerks, Clerks of Courts,
of Railroads, and Insurances Companies, Agents,
clerks and others, supplied at short notice. All
work warranted. Their Books are made of the Best
Material, and in the most durable manner.

Book and Job Printing Neatly Exe-
cuted.

THE BEST SCHOOL BOOKS.
BUTTER'S GRAMMARS,
GOODRICH'S READER,
CHAPMAN'S SPELLER, &c.

PAINTERS and TEACHERS will be interested,
and do not be misled by interested agents.
These are the best books and are recommended by
the "REV. A. A. VAN DYKE, D. D.," and are published
in Kentucky, by

MORTON & GRISWOLD.

A. J. JAEGER & Co.,
IMPORTERS AND WHOLESALE DEALERS IN
FRANKFORT, KY.

GLASS and Earthenware, No. 59 Lake street,
Chicago, Ill. Nov. 19 and 21 Fourth street,
Market Hall, in the most desirable manner.

CLASS and Earthenware, No. 59 Lake street,
Chicago, Ill. Nov. 19 and 21 Fourth street,
Market Hall, in the most desirable manner.

SAFETY LEE, J. W. OWEN,
Boots & Shoes,
WHEELSALE AND RETAIL!
Spring Goods Just Received.

WE HAVE JUST RECEIVED a splendid assort-
ment of Men's, Ladies', Misses' and Children's
SHOES, which we intend to sell as
cheap as any other house in the city.

SAFETY LEE & CO., 419 Market street,
second floor above Fourth, Louisville, Ky.

GEORGE H. CURRY, R. L. TALBOT,
CARY & TALBOT,
SUCCESSORS TO
(HULL, TALBOT & CO.)
DRUGGISTS AND APOTHECARIES, PAINTS,
No. 453 Market street between Third and
Fourth, Louisville, Ky.

Particular attention paid to Physicians' or-
ders.

N. V. GERHART,
IMPORTER AND DEALER IN
FRENCH EMBROIDERIES & LACES,
No. 106 Fourth street, opposite Market Hall,
LOUISVILLE, KY.

FINE FLOWERS and Head Dresses, Notions, Fan-
ciful Goods, Perfumery, &c. The latest styles of
CLOTHES, and MANTELS kept always on
hand and made to order.

J. H. MONTGOMERY'S
TAILORING
AND DYING ESTABLISHMENT,
No. 451 Fifth street, bet. 3d & 4th, (North side,
LOUISVILLE, KY.)

SHIRTS, Suits, Vests, Pants, Caps, Moraines,
Cuffs, Collars, Shirts, Parasols, Ribbons, &c., all
at a low price.

FRIGATES' Clothing of every description
Renovated and repaired in a superior manner, war-
ranted not to be equalled in this or any other city.

Orders from the country promptly attended to.

JOSEPH HADDOX, LOUIS HADDOX,
HADDON & BRO.,
(SUCCESSORS TO JOHN R. HALL)
COACH AND CARRIAGE BUILDERS,
Third st., east side, bet. Market and Jefferson,
LOUISVILLE, KY.

WE will manufacture and keep on hand CAR-
RIAGES of every description and latest fash-
ion.

J. C. WEBB, E. E. LIVINGSTON,
WEBB & LIVINGSTON,
BOOKSELLERS AND STATIONERS,
AND
BLANK BOOK MANUFACTURERS,
No. 541, South side, bet. Third and Fourth streets,
LOUISVILLE, KY.

COURT BOOKS OF EVERY DESCRIPTION
MADE TO ORDER.

HENRY WEHMEOFF,
UPHOLSTERER!
No. 517 South Side Main st., bet. 2d
and 3d, Louisville, Ky.

CONSTANTLY on hand Curtains, Window
Shades, and Trimmings, Spring Matts, C. Mats,
Mats, and Slack Mattresses, Feather Pillows, and
Blankets.

All kinds of Upholstery done at short notice
and upon reasonable terms.

Melodeons-Melodeons.
MELODEONS-Just received a sup-
ply of the celebrated Melodeons man-
ufactured by Treat & Lenoir, New
Haven, Conn., for which we are the
Wholesale Agents of the Southwestern States,
which enables us to sell at the lowest Eastern
retail prices, and to furnish dealers at factory
wholesale rates. We have a long list of testimonials of
the superiority of these instruments over all others,
which can be seen upon application.

We shall continue to keep an assortment of Geo. A.
Prince & Co's Melodeons, so favorably known in this
market, which makes our stock of first-class Melodeons
the largest and best in the West. Every
instrument warranted.

TRIPP & CRAGG,
No. 109 Fourth street, Louisville, Ky.

JAS. G. MATHERS,
No. 470 MAIN STREET,
Between Fourth and Fifth, adjoining the Louis-
ville Rolling Mill Warehouse.

WHOLESALE AND RETAIL DEALER IN
CARPETS, OIL CLOTHS,
AND
Furnishing Articles,
FOR
Hotels, Dwellings, Public Institu-
tions, Steamboats, &c.

The largest, most complete, and CHEAPEST ES-
TABLISHMENT of the kind in the West!

LOUISVILLE ADVERTISEMENTS.

At Cost for Cash.
Large Spring Bed Mattresses at \$3.00
LARGE SPRING MATTRESSES AT \$13.00
LARGE COTTON MATTRESSES AT \$5.50 to \$7.50

Window Shades, with the latest patterns, from 75 cts. to
\$3.00 each, and all other goods in same proportion.
Send your orders early, as I shall close out all my
stock by 1st July. Send length and width of window
if you want Window Shades, and length and width of
bedsteads if you want Mattresses.

JOHN A. DICKINSON, Louisville, Ky.

JUST RECEIVED-34 cases of the
best quality of Italian, French, and
German

VIOLINS,
36 cases superior American and French
GUITARS,
ROTARY HORNETS,
FLUTES,
ACCORDIONS,
TUMBLING VOLKAS, WITH REGISTERS,
DIAPHRAGMS, FLUTES, CLARINETTS,
BANJOS-TAMBOURINES-FLAGEOLETS-
and STRINGS.

Of superior quality for all instruments.
We would lend the attention of dealers to the above,
as we are determined to sell wholesale or retail at
such prices as will be sure to please. Give us a call
and see for yourself.

TRIPP & CRAGG,
No. 109 Fourth street, between Market and Jefferson,
Louisville, Ky.

THE GREAT CLOTHING HOUSE
OF
SPROULE & MANDEVILLE,
No. 487, Corner of Main & Fourth sts.,
LOUISVILLE, KY.

WE are in weekly receipt of the best and cheapest
Clothing and Gentlemen's Furnishing Goods,
from New York. Having a resident partner in New
York, we are enabled to have the very latest styles
and the very best material.

Extra large size garments always on hand
and for sale low by

SPROULE & MANDEVILLE.

M. B. SWAIN,
MERCHANT TAILOR,
AND DEALER IN GENTLEMEN'S
FURNISHING GOODS,
No. 4 Masonic Building,
LOUISVILLE, KY.

NEW VALENTINES FOR 1859
Now this season I have a fresh and beautiful as-
sortment in the Eastern Cities of

VALENTINES.
Novel styles of SENTIMENTALS;
ALSO,
New COMICS and Moveable COMICS
Something entirely new. Price range from 3, 5, 10, 15,
20, 25, 30, 40, 50, 60, 75, 80, 90, and \$1.00,
\$1.25, \$1.50, \$2.00, \$2.50, \$3.00, \$3.50, \$4.00, \$4.50,
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\$322.00, \$322.50, \$323.00, \$323.50,

THE TRI-WEEKLY YEOMAN.

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S. I. M. MAJOR & CO.,
ST. CLAIR ST., OPPOSITE THE COURT-HOUSE

TERMS.
One copy, per annum, in advance, \$4 00

DEMOCRATIC STATE TICKET.

For Governor,
BERNARD MACOFFIN,
OF MERCER COUNTY.

For Lieutenant Governor,
LINN HOYT,
OF MCKENNA COUNTY.

For Attorney General,
ANDREW J. JAMES,
OF FRANKLIN COUNTY.

For Auditor,
GRANT GREEN,
OF HENDERSON COUNTY.

For Treasurer,
JAMES H. GARRARD,
OF BOYLE COUNTY.

For Register of the Land Office,
THOMAS J. FRAZLER,
OF BREATHITT COUNTY.

Supt. of Public Instruction,
ROBERT RICHARDSON,
OF KENTON COUNTY.

Pres. Board Internal Improvement,
JAMES P. BATES,
OF BARREN COUNTY.

FOR CONGRESS.
CAPT. WILLIAM E. SIMMS,
OF BOURBON.

TUESDAY, JUNE 28, 1859

THE HARLAN LETTER.

The K. N's Advocate the Election of a Black Republican.

At the request of several friends, we republish a letter that was written at this place, in the fall of 1856, signed "Harlan," and addressed to Mr. Gregg, of the New Albany (Ind.) Tribune, a K. N. paper, counseling the Fillmore men of Indiana to vote for Morton against Willard. We also publish the editorial remarks of the Tribune prefacing the letter:

"Read the following letter addressed to us by one of the Fillmore men in the State of Kentucky. This letter, although not intended for publication, is of such importance that we feel constrained to give it to our readers."

New Albany (Ind.) Tribune Extra of Oct. 1.

DEAR SIR:—The result of the Maine election, following as it does upon the Vermont and Iowa elections, has stricken Democratic leaders and bettng men in this region with a terrible panic. It needs not a decisive or respectable majority against the Democratic ticket in the October election in your State to complete the rout and to cause a stampede from Buchanan in the South which is in regiments and brigades. I consider Fremont's election not at all probable. If the Indiana election goes against the Democrats, it will secure to Fillmore all the doubtful States in the South, and all in which there is any hope for him.

A gentleman who has lately traveled in your State says there is quite a unanimity of Fremont sentiment in northern Indiana—but that in Southern Indiana there were many Buchanan and Fillmore men. Therefore it is in Southern Indiana that most GOOD can be accomplished for MOR-TON—and where also the pressure of Buchanan men upon Fillmore men will be strongest, with a view to the October election.

I traveled in Indiana lately—my own observations are confirmed by those of this gentleman—viz: that a desperate effort was being made by the Buchanan men to carry the State election, and under instructions from abroad. They are evidently attaching a vast importance to your State election, seeing Ohio gone from them, their last hope is on Indiana and Pennsylvania, and their fear of utter extermination by the influence of the State elections therein.

I repeat it as the opinion of all able men of THIS PLACE, (and there are here many distinguished politicians) that the Fillmore men of Indiana have it in their power to crush Buchanan beyond redemption.

I am of those who do not despair of a sufficient number of Representative Congressmen going for Fillmore to elect him, when it comes to taking him in preference to Breckinridge, the Nebraska, Pierce, Filibustering, Anti-Internal Improvement candidate.

I do not wish this for publication, but you can use any of it you choose—I mean any facts in it.

Very respectfully yours,
H*****

This letter was copied from the Tribune into the Yeoman in October, 1856, and charged to Gen. John M. Harlan. In response, the Commonwealth of that date, edited by Mr. Callender, published a note from Col. W. L. Harlan, claiming for himself the authorship of the letter. In the present canvass, John Harlan has denied writing the letter, or knowing anything about it at the time it was sent over to Indiana. We understand him also to deny that the letter in question ever represented his views of the matters contained therein. We make this statement in order that we may do Mr. Harlan ample justice.

This Morton letter was deemed of such importance at the time that it was published in an extra of the Tribune, and sent by thousands over Indiana as emanating from "a Fillmore elector in the State of Kentucky." The chief importance that now attaches to it is the explicit statement therein, coming from one of the Harlan family—a gentleman who had ample opportunities of knowing what he was talking about—to the effect that all the K. N. leaders at Frankfort concurred with him in the wish that the Fillmore men of Indiana should crush Buchanan by assisting the Black Republicans to elect their candidate for Governor. Some idea of the malignity of feeling on the part of the K. N's towards Governor Willard of Indiana may be gathered from the following apology for the letter in question, which we copy from the Commonwealth of Oct. 31, 1856, edited by Mr. Callender. That paper remarked:

As to the Indiana letter, we are not sure that we ever read it, but believe the substance of it was a preference for Morton over Willard. We see no necessity for discussing the propriety or impropriety of such a preference; but we may remark, first, that we believe it is historically true that Willard is quite as much of a free-soiler as Morton; and, secondly, that any preference which any Kentuckian may have entertained for Morton over Willard, doubtless arose from no sympathy with the free-soil views of either, but from a desire to see Buchanan's prospects blasted in the North, so that the South might be brought to a choice between Fillmore and Fremont, well knowing that the South, with New York, could easily elect Fillmore.

For ourselves, we have never hesitated to declare our preference for Buchanan over Fremont;

but if we had been in Indiana, and had known Willard to be the coarse and foolish slanderer which he showed himself to be in his night speech at Lexington, we would rather have forfeited our right to vote at all for ten years to come, than to have voted for him. The man who could declare that the Fillmore and Douglass leaders of Indiana are the associates of free negroes, and would rather see Fred Douglas, a free negro, elevated to the Presidency, than James Buchanan, is not fit to receive any decent man's vote.

What a change since 1856! Everybody at this time is a slavery protectionist, and a black swan is not more of a *rara avis* than one of the many friends of Morton that used to be found on this side the Ohio river.

Candidates.
Sam. Gray, Esq., is the Democratic candidate for the Legislature in Woodford against J. Kemp Goodloe, Opposition.

Col. Willis B. Machen is announced by the Paducah Herald as the Democratic candidate for the Senate in the 11th district in place of James K. Huey, who has retired from the canvass. This is a most excellent nomination.

Col. Timoleon Graves, of Adair, was nominated by the Democracy of the 10th Senatorial district as their candidate on the 20th inst. We trust that he will accept the nomination—if he does, the number of Democratic Senators in the next Legislature will receive an important addition.

The Democracy of Jefferson county have nominated J. L. Hyatt for Senator, and John Burkes and Robert Searce for Representatives. We are confident of their election.

CANDIDATES.—John Gudgeff is the Democratic candidate for the Legislature in Bath county. John Ratliffe is a candidate in Carter. Jake Rice and Sinc. Roberts, both Democrats, are candidates in Lawrence.

We learn from the Bardstown Gazette that W. E. Minor and Silvester Johnson, both Democrats, are candidates for the Legislature in Nelson. John B. Hunter, of Springfield, is announced in the same paper as a candidate to represent Washington county in the next Legislature.

Larkin F. Sanders is an Independent Democratic candidate for the Legislature in the Carroll and Trimble district.

W. H. Burns, Esq., of West Liberty, was nominated on Monday last, as the Democratic candidate for Circuit Judge in the Eleventh Judicial Circuit.

THE MARTINETTIS.—This far-famed troupe made their appearance in this city last night to a good audience, and were received with general favor. Their performances are entirely original, and different from anything of the kind ever before presented here. They are chaste, elegant, and refined, and none need be deterred from going to see them, however much they may be opposed to ordinary theatrical exhibitions. They give another entertainment to-night, and we hope to see the hall crowded, as we are confident that all who attend will be amply repaid. They have attracted the largest audiences of the most refined and intelligent, both in this country and Europe, and we have never heard of any who went away dissatisfied. Let all who wish to enjoy a hearty laugh, and to witness some amusing and wonderful tricks, go to the Metropolitan Hall to-night.

BILLY BIRCH.—This old favorite delineator of dandy character will make his appearance here on Thursday night next, in connection with Birch & Donniker's Minstrels, a company which, though only organized for a short time, has acquired considerable reputation. Most of the performers are familiar to our concert goers, and together present a combination of talent in their peculiar line which is unequalled by any company now traveling. See advertisement and programmes for particulars.

We hadn't heard of the Hon. Sherrod Williams for so long, we thought he was dead. We are pleased however to see that he is alive and kicking. He has written a letter informing the world and the rest of mankind that he intends to vote for Bell for Governor. We should not, after this, be surprised to learn that Forbush, of this place, has a similar letter in course of preparation, which, when out, will have a similar effect.

It is stated that the Rev. Dr. Odenheimer accepts the office of Bishop of the Protestant Episcopal Church for New Jersey, and that the ordination will take place at the General Convention to be held at Richmond, Va., in October next.

There will be a grand military ball at the Blue Lick Springs on the evening of the 4th of July, 1859, and a military parade during the day on the old battle ground.

COURT OF APPEALS.

SATURDAY, JUNE 25, 1859.

CAUSES DECIDED.

Ryan v. Bean's adm'r, Clarke; affirmed.

Gordon v. Lisle, Clarke; affirmed.

Jones v. Rice, Bath; affirmed.

Hobbs v. King, Lincoln; affirmed.

Gray v. Gray's adm'r, Caldwell; reversed.

ORDERS.

Smith & McQuerry v. Sarah J. Lewis et al, Todd; appeal dismissed for failure to file record.

Armstrong v. West et al, Todd; same order.

Taylor v. Hall et al, Todd; same order.

Cushing v. Bondurant et al, Clarke; same order.

Conchman v. Gaines, Clarke; was argued.

Gatewood's heirs v. Gatewood's ex'rs, Montgomery—argument concluded by Turner for appellant.

Foster et al v. Griggsby et al, Clarke—argued by Marshall for appellants.

MONDAY, June 27, 1859.

CAUSES DECIDED.

Smith's adm'r v. Smith et al, Lincoln; reversed.

Swarts v. Kennedy, Fleming; reversed.

Skilman v. Hamilton, Montgomery; affirmed.

Kendrick v. Greenleaf, Montgomery; affirmed.

ORDERS.

Carpenter's adm'r v. Wilson's adm'r, Nelson; 60 days further time given to file record.

Maramon's adm'r v. Maramon, Bullitt; appellee given until 25th day of this term to file petition for rehearing.

Bailey v. Gullett, Morgan; continued.

Prather v. Mills, Morgan; continued.

Elam v. Lykins, Morgan; continued.

Day v. Spradlin, al, Morgan; continued.

Cottle v. Hazledrig, Morgan; continued.

Adams v. Hamilton, Morgan; continued.

Brown v. Woods, Morgan; was argued.

Foster et al v. Griggsby et al, Clarke; argument concluded by Johnson for appellees and Eginton for appellants.

For the Yeoman.]

Ebenezer to the Faithful, Greeting.

1. Brethren! Thy servant, who is a sojourner and a wayfaring man, and wital a Locofoco of the ancient school,
2. Brought up in the commandments of the Sage of Monticello, and having learned to endure hardship and persecution as a good soldier under Andrew,
3. Desireth to commune with thee, by letter, and to nourish thee with the promises of victory over thine enemies, and the sure reward of a good conscience if thou hold out faithful to the end.
4. Think it not strange, my brethren, that ye should hear owls hooting and wolves howling in this goodly land;
5. For such things happened even in the days of our fathers, and we are no better than our fathers.

6. Opposition is only a new name for our ancient enemy, Federalism; and behold! hath it not hooted and howled at Democracy from the days of our fathers even up to the present time;
7. And yet it hath not oftentimes been out of the forest, and its mighty hootings and howlings have only alarmed the solitary sojourner, or the rambling cow-boys and milkmaids.

8. Hoo! hoo! hoo! hoo—aw! Which being interpreted, signifies, Down with the corrupt and extravagant Administration of Buchanan!
9. Hoo-o-o-aw! Hang him, and send modern Democracy to hell! Hoo! o! o—aw! for Josh. Bell and bleeding Kansas!

10. Down with Democracy! Away with Buchanan! Crucify him! Crucify him!
11. Even thus was it in the days of our fathers! Down with Democracy!—corrupt, extravagant Democracy!—low, vulgar Democracy!—the Democracy of the common people!

12. Down with Andrew Jackson!—the hero of two wars! the murderer of Arbuthnot and Ambrister! the destroyer of six innocent militia men!
13. The cock-fighter!—the gambler!—the adulterer!—the leader of an ignorant, brutal, drunken rabble!—hell in harness!

14. Yea, my brethren, coffin handbills flooded the land! The Democracy were accounted as the fifth and offspring of the earth!

15. They were hunted down as beasts of the forest; and by whom?
16. By an aristocratic O-P-P-O-S-I-T-I-O-N;—by the Elite!—by men who boasted that they had all the wealth and all the decency on their side!

17. By men who loved filth; were better than the national prosperity; who accounted a national debt as a national blessing;
18. Who bowed at the shrine of bank monopolies, and monopolies of stocks; and who cared not for the grievous yoke nor the heavy load, provided always that the goad and the whip were in their hands!

19. Money is their god! without it they can do nothing! with it they can buy the services of lying sophists!
20. Editors, whose Belicidish propensities will cause them to forego their soul's salvation for the present gratification of their sensual appetites!

21. And who, clothed in the livery of angels of light, with tongues dropping heavenly manna, and with solemn asseverations of their charitable intent and holy truth and purity,
22. Will coin and circulate, forge and predicate, such doubly-distilled, damned, infernal lies,
23. That were the gates of hell not triple bound with bars of silver-steeled, Satan himself would be dethroned and Pluto's fiery throne

24. Be given up to Opposition editors!
25. Brethren! I would advise thee earnestly that ye search your past history well. Ye will there find nought of which ye may be ashamed before an Opposition tribuna!

26. But ye will, on the contrary, find much to strengthen, and confirm you in the old beaten paths of Democratic truth and simplicity.

27. Be ye therefore prepared at all points to counteract the deceitful machinations of the emissaries of Satan,
28. Knowing that if your fathers were persecuted, even so will you be persecuted; and if the Democracy of theesages Jefferson and Jackson was evilly spoken of, even so will that of the pure statesman Buchanan be evilly treated!

29. Would it not be a thing incredible for them to stop the tongue of malice and the pen of detraction? Yea, verily, it would!

30. For if they did, the very gates of hell would cry out against them! and the shades of departed Know-Notings would rise up and rebuke them!
31. Moreover, my brethren, if these were to hold their peace, would you not distrust your own integrity and uprightness of soul?

32. Would you not think that Democracy *teas* that vile, that putrid and loathsome carcass which the Opposition represents it, and that you yourselves were a band of traitors?

33. Go on, then, my brethren, conquering and to conquer, and in another generation the sons of the present degenerate Opposition sires will be as ready to do you homage

34. As the sires are ready now to shout praises to the immortal name of Andrew Jackson.

KER-CHUG.

For the Louisville Courier.]

Nominations of Hyatt, Burkes, and

The Democracy of the Seventh and Eighth Wards of Louisville met their brethren of the county at Jeffersontown last Saturday, and had a first-rate time. The Convention was just about the right size, and the entire proceedings came up and went off well. Our neighbor, I. L. Hyatt, who is a capital fellow, was nominated for the Senate, and John Burkes and Stephen Searce for the House of Representatives. It would be an outrage for the Opposition to beat either of them. They are the very men to clean out the last remnants of Know-Nothingism, and they will do it certain if they succeed as well as we hope they will. The following are the official proceedings of the Convention.

At a meeting of the Democracy of Jefferson county, Seventh and Eighth Wards, on Saturday, the 25th inst., David Merriweather was called to the Chair, and Sam. T. Geiger appointed Secretary.

The Committee on Nominations reported the names of I. L. Hyatt for the Senate, and John Burkes and Stephen Searce for the Lower House, which were unanimously adopted by the Convention.

Messrs R. P. Ronald, James Graham, and Elias Dorsey, Jr., were appointed to inform I. L. Hyatt of his nomination, and Messrs. James Graham and Elias Dorsey, Jr., to inform Messrs. Burkes and Searce of their nomination; whereupon the Convention adjourned.

DAVID MERRIWEATHER, President.
SAM. L. GEIGER, Secretary.

From every county in this Senatorial District we receive glorious news that our worthy standard-bearer, W. T. Anthony, Esq., will beat, and that too by a handsome majority, his Democratic, alias Know-Nothing, alias Opposition, opponent, Bro. Wright. Keep up the column, push on the ball, and victory is sure to perch upon our banner. Hurrah for Anthony!

Bowlinggreen Standard

DECISIONS

COURT OF APPEALS OF KENTUCKY.

Reported expressly for the Yeoman by CHARLES F. CHADLOCK, Attorney-at-Law, Frankfort, Ky.

Charles E. Hobbs }
vs. } From Lincoln.

Wm. King,
On the 9th of March, 1855, William W., and his wife, Adeline L. Hobbs, conveyed to Charles E. Hobbs, the appellant, a tract of land in the county of Lincoln, containing eight acres and forty poles, for the consideration of \$185, with covenant of warranty. On the 3d July, 1855, Charles E. Hobbs re-conveyed the same tract of land to the said William W. and Adeline Hobbs for the same consideration, with like covenant of warranty. William W. and Adeline Hobbs afterwards conveyed the same land to William King, the appellee, for the same consideration, and with covenant of warranty. Afterwards King was evicted by paramount title, as is alleged.

King then brought this action against Charles E. Hobbs, upon the covenant of warranty contained in his deed to William W. and Adeline Hobbs, to recover the consideration paid by King to them.

The question presented is, can King recover against Charles E. Hobbs, upon the warranty in his deed to William W. and Adeline Hobbs, the price paid to them by King for the land? For the appellee it is insisted that the deed from William W. and Adeline Hobbs to King transferred by the priority of estate the antecedent warranty of title to them by Charles E. Hobbs.

Upon the part of appellant it is contended he is not liable to King on his warranty to William and Adeline Hobbs, because they had previously warranted the same land to him; that the two warranties neutralize each other; that the first is a rebutter of the second, and operates as an estoppel against said William and Adeline Hobbs and their heirs, and all subsequent claimants under them.

The court, per Judge Wood, held—That the principle contended for by appellant is not applicable to this case. Bacon, (vol. 10, page 413, title Warranty, letter O,) after stating the cases in which a warranty shall be said to be defeated, determined, suspended, or avoided, states one in which the warranty is not defeated, thus: "But if one makes a feoffment with warranty to the feoffee, his heirs and assigns, and the feoffee re-conveys the feoffment and his wife, or the feoffee and a stranger, in these cases the warranty is not defeated, but continues still."

This distinction was recognized in the case of *Burney vs. Haden*, (3 March 322;) see also *Thomas' Case on Littleton*, (vol. 2, page 373.) It has been decided by this court that a *feine covert*, uniting in a covenant of warranty with her husband conveying her own estate, is not liable on the covenant after the death of her husband upon a breach of the warranty. (*Falmouth Bridge Company vs. Tibbatts*, 15 B. Mon., and authorities there cited.)

Mrs. Hobbs, therefore, was not bound on her warranty in the deed to C. E. Hobbs, but C. E. Hobbs was bound on his warranty both to her husband and herself. They conveyed to King with warranty—she by statute having joined "to convey and pass her estate;" though she could not bind herself by the warranty, if, therefore, she can convey in the mode prescribed by the law, and there is a warranty annexed to the land to which she is entitled, the warranty passes by her deed to the grantee, and her grantee may maintain an action against her warrant upon a breach of the warranty. Mrs. Hobbs was entitled to the benefit of the warranty made by C. E. Hobbs; but was not liable to the force of the warranty in the deed of herself and husband to C. E. Hobbs.

It follows that neither Mrs. Hobbs or her alienee is estopped to enforce the liability upon the warrant made to her.

King was therefore entitled to judgment against C. E. Hobbs.

The land was lost, not by eviction by paramount title, in the common acceptance of the term. She acquired whatever right she had in the land by descent from her father, and by partition between herself and co-heirs. When settlement of the estate came to be made, Mrs. Hobbs had received more than her share, independently of the eight acres and forty poles of land sold as above, which had been added her out of the 47-acre tract divided. She refused to bring her advancements into hotchpot.

To equalize the division, it became necessary to disregard the division and to sell the land. In this way she was deprived of her share, and the warrant amongst the heirs were all destroyed; therefore there was no right to a set-off in Mrs. Hobbs to which C. E. Hobbs could be substituted, whereby to diminish the recovery against him.

judgment affirmed.

Smith's adm'r }
vs. } Deceit of Lincoln.

Elisha Smith executed to his father several deeds of mortgage on some slaves and other property. The mortgage having died, this suit in chancery was brought in 1849, by his administrator, for the purpose of having the property sold for the payment of the debts specified in the mortgages.

The mortgagee relied upon two grounds of defence:
1. That the deeds were executed fraudulently for the purpose of hindering and delaying his creditors in the collection of their debts, and were taken by the mortgagee to effect that object.

2. That many of the debts named in the mortgage were merely colorable and pretended, and all those that were not real and actually due, were paid to the mortgagee in his lifetime.

The court, per Chief Justice Simpson, held—1. That the first ground of defence is fully sustained by the proof, and the case comes within the operation of the rule, well established, that a court of equity will not interpose in favor of either party, where they are equally in fault, and they have both voluntarily participated in an illegal act of this description. The fraudulent grantor will not be relieved from the consequences of his fraudulent conveyance, nor will the fraudulent mortgagee be aided in obtaining the benefits resulting therefrom.

2. Where the contract has been executed, and the title to the property has vested in the grantee, he can recover the possession of it in a suit at law, inasmuch as the conveyance is valid between the parties. (*Bibb vs. Baker*, 17 B. Mon., 308.) But even in such a case a court of equity will not lend its aid to afford any protection to such grantee, and he is left to avail himself of those remedies that a court of law is able to furnish.

3. A mortgage which transfers the title, is an executed contract, and where the condition has not been complied with, the title to the property embraced in it vests in the mortgagee, and becomes at law absolute and indefeasible. If, however, it be fraudulently executed, for the purpose of hindering and delaying the creditors of the mortgagor in the collection of their

debts, the mortgagee cannot obtain a foreclosure in a court of equity, but will be left to his legal remedies.

4. Under the operation of the provisions of the Code of Practice the fraudulent mortgagee, if he should bring an action to obtain relief in equity, would not have his action dismissed, but would be remitted to his legal remedy, and be entitled to a judgment for the possession of the property. The suit, however, in this case, was brought in chancery before the adoption of the Code of Practice, and has to be governed by the rules and principles which regulated such courts at the time the suit was brought. The complainant, therefore, was not entitled to any relief upon the fraudulent deeds. The mortgage of date 1847, to secure the payment of \$50 for borrowed money, was not assailed, nor was it proved that the debt had been paid; to that extent the complainant was entitled to relief.

Deceit reversed.

Skilman }
vs. } Hamilton.

By section 416 of Civil Code it is provided, that "when, upon the statements in the pleadings, one party is entitled by law to a judgment in his favor, judgment shall be so rendered by the court, though a verdict has been found against such party."

The answer in this case did not specifically deny the material allegations of the petition, but the parties went to trial before a jury without exception.

The court, per Judge Wood, held—That under the provisions of the Civil Code, (section 416, supra,) it was the duty of the court to have rendered judgment in favor of the plaintiff, though there had been a verdict in favor of the defendant.

That every material allegation of the petition not specifically controverted by the answer, must, for the purposes of the action, be taken as true.

Judgment affirmed.

METROPOLITAN HALL.

POSITIVELY ONE NIGHT ONLY!

Thursday Evening June 30th, '59.

The Great Original and World-Renowned

BIRCH & DONNIKER'S

MINSTRELS!

COMPRISING 16 MEMBERS,

From 414 Broadway, New York, headed by the well-known Ethiopian Comedian,

BILLY BIRCH,

Assisted by the largest number of the most talented Artists now engaged in the profession.

For particulars, see programmes.

Admission, 50 Cents; children and servants half price.

Doors open at 7 1/2 o'clock; commences at 8 P. M.

J. F. BIRCH, Agent.

je28 t-w2t

A Specific 'for Hooping-Cough.

It is known by a few individuals in the counties of Jefferson, Shelby, and Olinson, that I have a remedy that effectually cures Hooping-Cough. If there are remedies in America or Europe that cures, it is not within my knowledge, (except the one I use.) Physicians tell the mothers they attend on, that I have a cure for the disease, and that I have cured many. I have no doubt that this is a true statement. To get the medicine in use, and to sleep a dear-acted patient, the feeble, are invited to get the medicine, and save the little innocents whom they attend, and tell them no more it cannot be cured. The dollar will pay for two bottles, which is a sufficient for one child. This medicine can be conveyed by any part of the United States, by express for a mere trifle. Residence, Green street, between Flood and Preston, southside, No. 469, Louisville, Ky.

PATRICK MAJOR, M. D.

je28 w&t-wf

Order to Repair Certain Sidewalks.

Office City Council, Frankfort, June 23, 1859.

ORDERED, That the owners of lots and fractions of lots on the south side of Clinton street, between

Manufacturing Boots & Shoes for
Ladies and Gentlemen. Give me a call.
mar. 31 w & t - w & m